

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
OAKLAND DIVISION

In re HAI NGUYEN,

Petitioner,

No. C 13-4768 PJH (PR)

**ORDER DISMISSING CASE**

This case was opened when petitioner sent a letter to the court regarding his sentence. Petitioner was informed he must file a petition and motion to proceed in forma pauperis. Petitioner has now filed a motion to dismiss the case without prejudice. Docket No. 6. This case is therefore **DISMISSED** without prejudice.

Because reasonable jurists would not find the result here debatable, a certificate of appealability ("COA") is **DENIED**. See *Slack v. McDaniel*, 529 U.S. 473, 484-85 (2000) (standard for COA). The clerk shall close the file.

**IT IS SO ORDERED.**

Dated: January 6, 2014.

  
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PHYLLIS J. HAMILTON  
United States District Judge

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